



PATENT
Customer No. 22,852
Attorney Docket No. 3495.0111-14

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Bernard DUJON et al.) Group Art Unit: 1638
)
Application No.: 10/820,843) Examiner: Not yet assigned
)
Filed: April 9, 2004) Confirmation No.: 9487
)

For: NUCLEOTIDE SEQUENCE ENCODING THE ENZYME
I-SCE I AND THE USES THEREOF

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 2313-1450

Sir:

LETTER

Applicants received a Notice to File Corrected Application Papers dated May 17, 2004 (copy enclosed). As applicants have explained in numerous telephone calls and e-mails to the Office, the errors listed in the Notice are incorrect.

On November 17, 2004, applicants were informed by Ms. Monica Young of the U.S. Patent & Trademark Office that the Notice was issued in error and would be withdrawn.

At Ms. Young's request, applicants provided a .pdf copy of the application via e-mail to Ms. Young on November 17, 2004. Applicants noted in the e-mail that page 16 of the Preliminary Amendment filed on April 19, 2004, provided the appropriate statements regarding the paper and CRF copies of the sequence listing. Applicants subsequently received an Updated Filing Receipt dated November 17, 2004.

Although applicants have not, as yet, received a formal Withdrawal of the Notice, applicants assume that the Notice has been withdrawn and that no further action is necessary on applicants' part. Applicants further assume that no fees are due. Applicants are filing this paper to clarify the record and to assure that applicants have fully responded to the Notice.

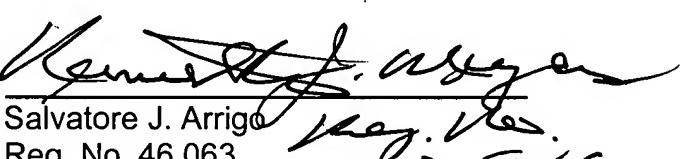
If any fees are necessary for the submission of this response, please charge our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: January 12, 2005

By:



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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/820,843	04/09/2004	Bernard Dujon	3495.0111-14

22852
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CONFIRMATION NO. 9487
FORMALITIES LETTER



OC000000012968404

Date Mailed: 06/17/2004

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
 - Papers must be legibly written either by a typewriter or mechanical printer in permanent ink or its equivalent in portrait orientation on flexible, strong, smooth, non-shiny, durable, and white paper. Application papers must be presented in a form having sufficient clarity and contrast between the paper and the writing thereon to permit the direct reproduction of readily legible copies in any number by use of photographic, electrostatic, photo-offset, and microfilming processes and electronic reproduction by use of digital imaging and optical character recognition. Pages 8,9,14,16,19,21-25,27,29,31,33,34,35,36,38,41,43,46,47,50,51,53,56-59,61-63,65,66,70,72,74-83,87,89,90-92 are not in compliance with 37 CFR 1.52(a).
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the

sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov**

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*A copy of this notice **MUST** be returned with the reply.*


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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE